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Attorney for Plaintiffs

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

LAURA DAVENPORT, WILLIE ELSTON,)	CASE NO. 05-CV-01699 CRB
MAMIE BISAZZA, ARAM YEGHIAZARIAN,)	MDL NO. 1699
JOSEPH PANARISI, et al.,)	06-0446 CRB
)	
Plaintiffs,)	STIPULATION AND ORDER OF
)	PARTIAL DISMISSAL
v.)	
)	DATE: October 27, 2006
)	TIME: 10:00 a.m.
MERCK & CO, INC., PHIZER, et al.,)	JUDGE: Charles R. Breyer
)	
Defendants.)	

IT IS HEREBY STIPULATED by and between the parties to this action through their designated counsel that the claims of plaintiffs LAURA DAVENPORT, WILLIE ELSTON, MAMIE BISAZZA, ARAM YEGHIAZARIAN, ELEANOR DRAMIS, GERALDINE BALUCH, CARLOS PERALES, and PAMELA SMETANA against defendant PHIZER be and hereby are dismissed without prejudice pursuant to F.R.C.P. 41(a)(1). The dismissed claims will only be re-filed in the Federal District Court.

Dated: 10/23/06

Stuart M. Gordon
Attorney for Defendant

Michael Smith
Attorney for Plaintiffs

PURSUANT TO STIPULATION, IT IS HEREBY ORDERED.

Dated: Nov. 1, 2006

